IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

RP.No. 1036 of 2007()

AGAINST THE JUDGEMENT IN OP.17256/1997 Dated 31/07/2007

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REVIEW PETITIONERS/RESPONDENTS:-

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1. KERALA STATE ELECTRICITY BOARD,
VYDHYUTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM,
REP. BY ITS SECRETARY.

2. SPECIAL OFFICER (REVENUE),
KERALA STATE ELECTRICITY BOARD, VYDHYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

3. ASST. EXECUTIVE ENGINEER (ELECTRICAL),
MAJOR SECTION, K.S.E.B., KANJIKODE.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB

RESPONDENTS:PETITIONER & RESPONDENT:-

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1. M/S. M.S. FOUNDRY SUPPLIERS (P) LTD.,
REGD. OFFICE-585, CROSS CUT ROAD,COIMBATORE-641012
HAVING ITS FACTORY AT S.F.869, NEW INDUSTRIAL
DEVELOPMENT AREA, KANJIKODE, PALAKKAD-678 621.

2. STATE OF KERALA,
REP. BY SECRETARY, INDUSTRIES DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

BY ADV. SRI.P.R.VENKETESH.

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

T.R.RAMACHANDRAN NAIR, J.

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R.P.No.1036 of 2007
in
O.P.No.17256 of 1997 – D.

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Dated this the 13th day of November, 2007.

O R D E R

This review petition is filed seeking to review the Judgment dated 31.7.2007. It is pointed out therein that the Hon'ble Supreme Court has in the judgment reported in *Secretary to Government and others v. Peekay Re-rolling Mills (P) Ltd.* (2007(4) SCC 310) considered the scope of Government Order dated 26.11.1993 and has further remanded the matter for consideration by a Division Bench of this Court afresh. The proper remedy of the review petitioner is to challenge the Judgment by filing an appeal rather than to pursue the Review Petition. Further no grounds have been made out to review the judgment.

2. The review petition is dismissed with liberty to file appeal against the Judgment.

T.R.RAMACHANDRAN NAIR,
JUDGE.

kvs/-